

Entered - 12-29-99 - sb  
CL - 99L0878 - GWENDOLYN BURNS

CLAIM OF: **ARNOLD R. DAILEY**  
through his attorney  
**Diane Morrell McLeod**  
31 West Congress Street  
Savannah, Georgia 31401

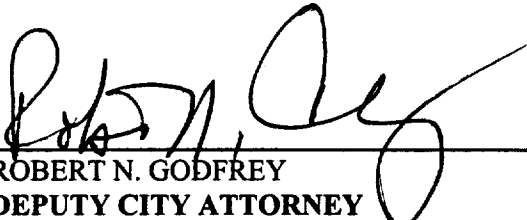
01-*R*-0256

For bodily injuries alleged to have been sustained as a result of an automobile accident on November 26, 1999 at Browns Mill Road and Springside Drive.

**BY PUBLIC SAFETY AND LEGAL ADMINISTRATION  
COMMITTEE:**

**BE IT RESOLVED** by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **ARNOLD R. DAILEY through his attorney, Diane Morrell McLeod** the sum of **\$1,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for bodily injuries alleged to have been sustained as a result of an automobile accident on November 26, 1999 at Browns Mill Road and Springside Drive as is more particularly set forth in the within claim; said sum taken from and charged to account 2H01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD  
CITY ATTORNEY

BY:   
ROBERT N. GODFREY  
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0878

Date: February 14, 2001

Claimant /Victim ARNOLD DAILEY  
BY: (Atty) (Ins. Co.) Diane Morrell McLeod, Attorney  
Address: 31 West Congress Street, Suite 201A, Savannah, Georgia 31401  
Subrogation: Claim for Property damage \$ Bodily Injury \$ 6,000.00  
Date of Notice: 12/28/99 Method: Written, proper X Improper           
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 11/26/99 Place: Brownsmill Road and Springside Drive  
Department AVIATION Division:           
Employee involved Darius West Disciplinary Action: 3-day suspension

NATURE OF CLAIM: Claimant sustained bodily injuries when the vehicle in which he traveled in was struck by a City vehicle that "failed to yield while entering a roadway". The City employee was cited for same.

INVESTIGATION:

Statements: City employee          Claimant          Others          Written          Oral           
Pictures          Diagrams          Reports: Police X Dept Report          Other           
Traffic citations issued: City Driver          Claimant Driver           
Citation disposition: City Driver X Claimant Driver         

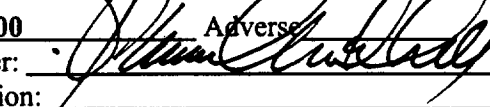
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial           
Improper Notice          More than Six Months          Other          Damages reasonable           
City not involved          Offer rejected          Compromise settlement X  
Repair/replacement by Ins. Co.          Repair/replacement by City Forces           
Claimant Negligent          City Negligent X Joint          Claim Abandoned         

Respectfully submitted,

  
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,000.00 Adverse          Account charged: 1A01          2J01          2H01 X  
Claims Manager:  Concur/date 02-15-01  
Committee Action:          Council Action

**LAW OFFICES OF TEE OKONKWO, P.C.**

TELEPHONE: (404) 222-0238  
TELECOPIER: (404) 681-5800  
E-MAIL: TEEOKONKWO@AOL.COM

RECEIVED DEC 21 1999

960 MARTIN LUTHER KING, JR. DRIVE  
SUITE B  
ATLANTA, GEORGIA 30314

December 17, 1999

Cherry Butler, Adjuster  
City of Atlanta  
Claims Dept.  
68 Mitchell St.  
Suite 4100  
Atlanta, Georgia 30335

ENTERED - 12-29-99 -SB  
99L0878 - GWEN BURNS

BURNS  
12/28/99  
*[Signature]*

Certified Mail

Re: Notification of Claim Pursuant To  
O.C.G.A. Section 36-33-5, Notice of Legal  
Representation and Demand For Disclosure of  
Insurance Coverage Under The Official Code of  
Georgia Annotated Section 33-3-28(a)(2).

My injured client : Arnold R. Dailey  
Your insured driver : Darius West  
Date of wreck : 11/26/99

Dear Ms. Butler:

Please be advised that I have been hired to represent Arnold R. Dailey for his claims against your insured driver Darius West, for damages my client sustained in a car wreck on the 26<sup>th</sup> of November, 1999.

Any future communications to my client should be done through me.

Pursuant to O.C.G.A. 33-3-28(a)(2), you are hereby requested to provide to me within thirty(30) days of the date of this certified letter or by January 17, 2000, the following information regarding any insurance policy that may provide coverage for the claims asserted in this letter:

1. Each policy of insurance including excess or umbrella insurance;
2. Name of the insurer;
3. Name of each insured; and
4. Limits of coverage.

I look forward to receiving this information on your insurance policy coverage. Thank you for your help and cooperation in this case. I look forward to working with you.

Yours truly,

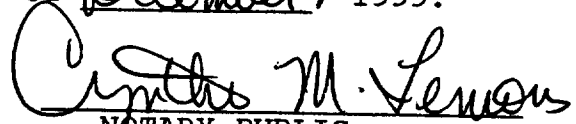
  
TEE OKONKWO

cc: Arnold R. Dailey

TO/cl

Sworn to and subscribed

before me this 17<sup>th</sup> day  
of December, 1999.

  
NOTARY PUBLIC

My commission expires:  
Notary Public, DeKalb County,  
Georgia

My Commission Exp. June 03, 2002

01- R -0256